

BILL NO. 84-41

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 84-41

Introduced by Council President Hardwicke at the
request of the County Executive

Legislative Day No. 84-23 Date July 10, 1984

AN ACT to repeal Section 25-103(4), Section 25-104(a) (2), and Section 25-105(c) of Council Bill Number 83-23, as amended, of Article 15, heading, Flood Hazard Control, of Chapter 25, heading, Zoning, of the Harford County Code, as amended; to provide for the deletion of any reference to Coastal High Hazard District to comply with the requirements of the Federal Emergency Management Agency; and generally to provide for the control of flood plain areas in Harford County, Maryland.

By the Council, July 10, 1984

Introduced, read first time, ordered posted and public hearing scheduled

on: August 7, 1984

at: 6:30 P.M.

By Order: Angela Markowski, Secretary
ap

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 7, 1984 and concluded on August 7, 1984.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

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1 Section 1. And Be It Enacted By The County Council of Harford
2 County, Maryland, that Section 25-103(4), Section 25-104(a) (2),
3 and Section 25-105(c), of Article 15, heading, Flood Hazard
4 Control, of Chapter 25, heading, Zoning, of the Harford County
5 Code, as amended, be, and they are hereby repealed, all to read
6 as follows:

7 Section 25-103. Definitions.

8 (4) Flood Plain/Flood Plain Overlay District. The channel
9 and a contiguous area of a stream, river, or other water body
10 which has been or may reasonably expect to be flooded by flood
11 waters with an average frequency of occurrence on the order of
12 once every one hundred (100) years. Flood Plain/Flood Plain
13 Overlay District as used in this article includes areas
14 designated on flood maps as the Detailed Flood Plain District,
15 [the Coastal High Hazard District,] and the Approximated Flood
16 Plain District.

17 Section 25-104. Establishment of Flood Plain Districts.

18 (a) There shall be [three (3)] TWO (2) Flood Plain Overlay
19 Districts in Harford County and they shall be as follows:

20 [(2) The Coastal High Hazard District shall be those
21 portions of land within Harford County that are subject to
22 inundation by high velocity waters and wave action, all those
23 districts designated V or VI through V30.

24 (3)] (2) The Approximated Flood Plain District
25 designated zone A on the maps, and it shall be based upon the
26 Federal Flood Insurance Study or an engineering study approved by
27 the Department of Public Works and the studies utilized for the
28 designation shall be the one which is most accurate.
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1 Section 25-105. Development Regulations.

2 The following restrictions shall apply to all development,
3 new construction and to substantial improvements to existing
4 structures occurring in the Flood Plain Overlay District, unless
5 waived in accordance with the provisions of this article.

6 [(c) In the Coastal High Hazard District, the following
7 regulations shall apply in addition to the regulations cited in
8 Section 25-105(a).

9 (1) Land below the level of the one hundred (100) year
10 tidal flood shall not be developed unless the new construction or
11 substantial improvement:

12 (i) is located landward of the reach of the mean
13 high tide;

14 (ii) is elevated on adequately anchored piles or
15 columns and securely anchored to such piles or columns so that
16 the lowest portion of the structural members of the lowest floor
17 is elevated to at least one (1) foot above the one hundred
18 (100) year tidal flood level.

19 (iii) has been certified by a registered
20 professional engineer or architect that it is securely anchored
21 to adequately anchored pilings or columns in order to withstand
22 velocity waters and hurricane wave wash.

23 (iv) has no basement and has the space below the
24 lowest floor free of obstructions or is constructed with
25 "breakway walls" intended to collapse under stress without
26 jeopardizing the structural support of the structure so that the
27 impact on the structure by abnormally high tides or wind-driven
28 water is minimized. Such temporarily enclosed space shall not be
29 used for human habitation.

30 (v) does not utilize fill for structural support
31 of buildings or structure.
32

1 (2) Existing uses and/or structures located on land
2 below the level of the one hundred (100) year tidal flood shall
3 not be substantially improved.

4 (3) The placement of mobile homes, except within
5 existing mobile home parks is strictly prohibited.

6 (d)] (c) In the entire Flood Plain District, the design,
7 placement, and construction of all public and private utilities
8 and facilities shall meet the following requirements:

9 [(e)] (d) Piers, boathouses, and covered slips. Such
10 structures, if not to be used for human habitation, shall not be
11 subject to the floodproofing requirements of this article.

12 Section 2. And Be It Further Enacted that this act shall take
13 effect sixty (60) calendar days from the date it becomes law.

14
15 EFFECTIVE: October 9, 1984

16 *The Secretary of the Council does hereby*
17 *certify that fifteen (15) copies of this Bill*
18 *are immediately available for distribution to*
19 *the public and the press.*

20 *Angela Markowski*, Secretary
21 *dp*

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BY THE COUNCIL

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Read the third time.

Passed LSD 84-25 (August 7, 1984)

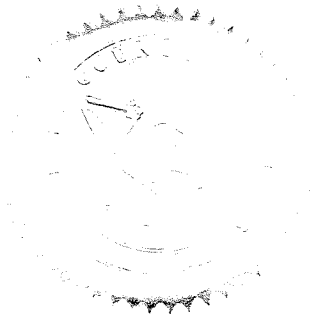
Failed of Passage _____

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 8th day of August, 19 84
at 3:00 o'clock P.M.

Angela Markowski, Secretary



BY THE EXECUTIVE

APPROVED:

[Signature]
County Executive
Date 8-9-84

BY THE COUNCIL

This Bill (No. 84-41), having been approved by the Executive
and returned to the Council, becomes law on August 9, 1984.

Angela Markowski, Secretary

EFFECTIVE DATE: October 9, 1984

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